

TODD M. LEVENTHAL, ESQ  
Nevada Bar No. 008543  
600 South Third Street  
Las Vegas, Nevada 89101  
(702) 384-1990  
Attorney for Defendant

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
SAMUEL DAVIS, )  
SHAWN RICE )  
Defendant. )  
\_\_\_\_\_ )

CR-S-09-078-JCM(RJJ)

**STIPULATION TO CONTINUE  
TIME SET FOR SENTENCING**

IT IS HEREBY STIPULATED AND AGREED by and between Defendant, SAMUEL DAVIS, by and through his counsel, TODD M. LEVENTHAL, ESQ., and the United States of America, by its counsel, DANIEL G. BOGDEN, United States Attorney and GREGORY DAMM, Assistant U.S. Attorney, that the sentencing hearing currently set for January 14, 2011 be vacated and reset in 90 days, preferably not on a Friday

This Stipulation is entered into for the following reasons:

1. A pre-sentence report was disclosed to counsel on May 10, 2011.
2. Defense counsel needs additional time to review the report and make any objections to said report.
3. Mr. Davis is currently not in custody and he has no objection to this continuance.
4. Counsel has spoken to Mr. Gregory Damm and he has no objection to this continuance.

//

//

//

1 5. The additional time requested by this Stipulation is not for purposes of delay but rather to  
2 allow the parties ample time to prepare for sentencing.  
3  
4  
5

6 DATED this 3<sup>rd</sup> day of June, 2011.  
7

8  
9 -S-  
TODD M. LEVENTHAL, ESQ.  
Counsel for defendant  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

-S-  
GREGORY DAMM, ESQ.  
Assistant U.S. Attorney

TODD M. LEVENTHAL, ESQ  
Nevada Bar No. 008543  
600 South Third Street  
Las Vegas, Nevada 89101  
(702) 384-1990  
Attorney for Defendant

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
vs. )  
 )  
SAMUEL DAVIS, )  
SHAWN RICE )  
Defendant. )  
\_\_\_\_\_ )

CR-S-09-078-JCM(RJJ)

**STIPULATION TO CONTINUE  
TIME SET FOR SENTENCING**

**FINDINGS OF FACT**

Based on the stipulation of counsel, and good cause appearing, the Court finds that:

1. A pre-sentence report was disclosed to counsel on May 10, 2011.
2. Defense counsel needs additional time to review the report and make any objections to said report.
3. Mr. Davis is currently not in custody and he has no objection to this continuance.
4. Counsel has spoken to Mr. Gregory Damm and he has no objection to this continuance.
5. The additional time requested by this Stipulation is not for purposes of delay but rather to allow the parties ample time to prepare for sentencing.

**ORDER**

Accordingly, IT IS SO ORDERED that the June, 24 2011 hearing is vacated and the same is continued and reset for \_\_\_\_\_, 200\_\_, at the hour of \_\_\_\_\_ a.m., in courtroom #\_\_\_\_\_.

Dated this \_\_\_\_\_ day of June, 2011.

\_\_\_\_\_  
DISTRICT COURT JUDGE